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06 July 2005

Mr Paul Kelly
Director - Licensing, Monitoring and Customer Protection Division
Economic Regulation Authority
Level 6, Governor Stirling Tower
197 St Georges Terrace
PERTH WA 6000

Dear Mr Kelly

Public Submissions on Draft Electricity Generation and Draft Electricity Retail Licences

Thank you for your response dated 28 June 2005 regarding the AGL Energy Sales & Marketing Limited ("AGL ES&M") submission on the draft Electricity Generation Licence and draft Electricity Retail Licence.

We note you are seeking a final round of comments on the licences, and would like to re-iterate, that in our view the approved individual performance standards should not be included as additional terms and conditions to the licence (Clause 18.4). We believe the licence obligation should require AGL ES&M to comply with the guideline containing the individual performance standards, rather than the licence actually containing the individual performance standards.

Should you have any queries in regard to the above response, please contact Pia Bentick, Manager Retail Compliance on (08) 8299 4172.

Yours sincerely

A handwritten signature in black ink that reads 'Sean Kelly'. The signature is written in a cursive, flowing style.

Sean Kelly
General Manager Retail Regulation

cc Adam Phillips
Manager Monitoring
Licensing, Monitoring and Customer Protection Division